

# JOURNAL OF THE SENATE

Monday, April 25, 1949

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The Senate convened at 3:00 o'clock P. M., pursuant to adjournment on Friday, April 22, 1949.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

—37.

A quorum present.

Senator Smith was excused from attendance upon the session today.

Prayer was offered by the Senate Chaplain, Reverend W. F. Dunkle.

The reading of the Journal was dispensed with.

The Senate daily Journal of Friday, April 8, 1949, was further corrected as follows:

Page 8, column 2, line 3, strike out "XIII" and insert in lieu thereof the following: "VIII".

And as further corrected was approved.

The Senate daily Journal of Monday, April 18, 1949, was further corrected as follows:

Page 3, column 2, line 14, counting from the bottom of the column, strike out the word "is" and insert in lieu thereof the word "its".

And as further corrected was approved.

The Senate daily Journal of Wednesday, April 20, 1949, was further corrected as follows:

Page 2, column 1, line 20, counting from the bottom of the column, strike out "XIII" and insert in lieu thereof "VIII".

Also—

Page 6, column 2, line 25, between the word "Senators" and the name "Gautier" insert the name "Mathews".

Also—

Page 7, column 1, line 27, counting from the bottom of the column, between the word "include" and the word "subject" strike out the letter "a" and insert in lieu thereof the word "as".

And as further corrected was approved.

The Senate daily Journal of Thursday, April 21, 1949, was further corrected as follows:

Page 4, column 2, line 4, counting from the bottom of the column, between the word "Senators" and the name "Gautier" insert the name "McArthur".

And as further corrected was approved.

The Senate daily Journal of Friday, April 22, 1949, was corrected and as corrected was approved.

## REPORTS OF COMMITTEES

Senator Sheldon, Chairman of the Committee on Judiciary

"A", reported that the Committee had carefully considered the following Bills:

S. B. No. 59—A bill to be entitled An Act making it unlawful to solicit rides from drivers of private vehicles on or adjacent to any public highway in the State of Florida, and to require pedestrians to walk on the left side of highways facing approaching traffic where no sidewalks are provided and to provide a penalty for the violation thereof.

S. B. No. 92—A bill to be entitled An Act to amend Sections 726.02, 726.03, 726.04, 726.05 and 726.06, Laws of Florida, 1941, by providing for the giving of adequate public notice to all creditors prior to completion of the sale of goods, wares or merchandise and by adding the sale of business fixtures and/or equipment to those sales for which notice to creditors must be given.

—and recommends that they do not pass.

And the Bills contained in the preceding report were laid on the table.

Senator Sheldon, Chairman of the Committee on Judiciary "A", reported that the Committee had carefully considered the following Bills.

S. B. No. 129—A bill to be entitled An Act amending Section 54.11, Florida Statutes of 1941 relating to the number of peremptory challenges of jurors in civil causes.

S. B. No. 130—A bill to be entitled An Act to define larceny; to define and describe personal property which may be the subject of larceny; to define, prescribe, establish and describe the method, manner and means whereby and by which a person shall be deemed guilty of larceny; to prescribe the sufficiency and essentials of a warrant, indictment, and information charging larceny; to provide for a bill of particulars; to provide for and prescribe the punishment which may be imposed for the commission of the offense of larceny; to provide that nothing in this Act shall be construed as repealing certain specifically enumerated existing laws; to repeal all laws and parts of laws inconsistent or in conflict herewith and to provide for a date upon which this Act shall be in force and effect.

S. B. No. 132—A bill to be entitled An Act amending Section 62.07, Florida Statutes, 1941, relating to the compensation of masters in chancery, so as to provide that such reasonable compensation be fixed by the court or judge.

S. B. No. 133—A bill to be entitled An Act relating to and providing for suit money, including a reasonable attorney's fee, in proceedings to enforce decrees or orders of the court for alimony and support of children.

S. B. No. 135—A bill to be entitled An Act amending Section 66.06, Florida Statutes, 1941, relating to the appointment, removal, powers, duties, compensation and reports of commissioners appointed in partition proceedings.

S. B. No. 136—A bill to be entitled An Act amending Section 40.34, Florida Statutes, 1941, relating to the pay roll for jurors in the several courts of this State and of witnesses before grand juries.

S. B. No. 137—A bill to be entitled An Act relating to the adoption of minors, and amending Section 72.15, Florida Statutes of 1941.

—and the Committee reports same without recommendation.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Sheldon, Chairman of the Committee on Judiciary "A", reported that the Committee had carefully considered the following Bills:

H. B. No. 12—A bill to be entitled An Act relating to the

fees and compensation of the County Judge for services performed in suits or proceedings and in criminal cases, before the County Judge's Court in all Counties of the State of Florida.

H. B. No. 37—A bill to be entitled An Act to amend Section 167.09 of the Florida Statutes, 1941, of the State of Florida relating to the laying off, improving, altering, discontinuing, diverting or abandoning parks, public squares, streets, avenues, lanes, highways and canals.

H. B. No. 114—A bill to be entitled An Act relating to and providing for suit money, including a reasonable attorney's fee, in proceedings to enforce decrees or orders of the Court for alimony and support of children.

H. B. No. 116—A bill to be entitled An Act amending Section 40.34, Florida Statutes, 1941, relating to the pay roll for jurors in the several Courts of this state and of witnesses before Grand Juries.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Sheldon, Chairman of the Committee on Judiciary "A", reported that the Committee had carefully considered the following Bills:

S. B. No. 77—A bill to be entitled An Act providing for the enforcement of orders or decrees for the payment of alimony, support and separate maintenance prescribing the manner of and venue in which application may be made, providing for the payment of costs and attorney's fees, and providing the manner of service of notice.

S. B. No. 134—A bill to be entitled An Act amending Section 73.16, Florida Statutes, 1941, and relating to costs, expenses and witness fees in eminent domain proceedings.

—and recommends that they do not pass.

And the Bills contained in the preceding report were laid on the table.

Senator Sheldon, Chairman of the Committee on Judiciary "A", reported that the Committee had carefully considered the following Bill:

H. B. No. 130—A bill to be entitled An Act to provide for the establishment of property lines and corners, and for the re-establishment of lost, destroyed, or disputed property lines and corners, and for the appointment of a surveyor for such establishment or re-establishment, and for liens against the land surveyed for costs, expenses, surveyors' fees and attorneys' fees and to prescribe a procedure for such establishment or re-establishment and to confer jurisdiction on the Circuit Courts in equity.

—and recommends that it do not pass.

And the Bill contained in the preceding report was laid on the table.

Senator Sheldon, Chairman of the Committee on Judiciary "A", reported that the Committee had carefully considered the following Bills:

S. B. No. 19—A bill to be entitled An Act relating to hotels, apartment houses, rooming houses, trailer courts and motor courts adding Section 511.141 and 511.142, Florida Statutes: providing for the posting of rates and checking out hours.

S. B. No. 71—A bill to be entitled An Act relating to the recording of proofs of publication in actions at law and suits in equity in the several Courts of the State of Florida.

S. B. No. 200—A bill to be entitled An Act relating to judicial notice of the laws of other jurisdictions and for proof thereof.

S. B. No. 201—A bill to be entitled An Act relating to business records as evidence.

S. B. No. 206—A bill to be entitled An Act to amend Section 3 of Chapter 10175, Laws of Florida 1925, being "An Act to provide for the appointment of a State Board of Law Examiners, and prescribe their powers and duties, including the authority to prescribe rules of professional conduct and ethics

in their practice, and to make investigations as to any immoral or sharp practice or other unprofessional conduct and report the same to the State's Attorney of the Circuit Court for investigation; and to provide for the maintenance of said Board and the expenses of conducting its business, from fees to be collected for admission certificates, and additional sources when necessary; and to provide penalties for violations of the provisions of this Act," being Section 39.03, Florida Statutes 1941, and to require graduates of law schools chartered by and conducted within this state and graduates of the law departments of any chartered university of this state to undergo and to stand an examination as to their legal knowledge or attainments and to comply with any and all requirements of law and rules of Court, and rules of the State Board of Law Examiners.

S. B. No. 208—A bill to be entitled An Act to amend Section 85.16 and subsection (2) of Section 86.08, Florida Statutes, 1941, relating to liens for care and maintenance of animals, and providing for the enforcement of such liens.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Sheldon, Chairman of the Committee on Judiciary "A", reported that the Committee had carefully considered the following Bills:

S. B. No. 220—A bill to be entitled An Act to amend Section 685.02, Florida Statutes, 1941, as amended by Section 1, Chapter 23761, Laws of Florida, 1947, relating to the sale of collateral securities and providing that pledgee may be a bidder at such sale, and further providing that notice of the sale thereof may be waived by the pledgor with respect to any stocks, bonds or other securities which are listed upon the New York Stock Exchange, the New York Curb Exchange, the Boston Stock Exchange, the Chicago Stock Exchange, the Philadelphia Stock Exchange, the Pittsburgh Stock Exchange, and the San Francisco Stock Exchange.

S. B. No. 250—A bill to be entitled An Act relating to conduct of trial amending Section 918.10, Florida Statutes, 1941, removing requirement that presiding judge charge the jury as to penalty for offenses for which accused is on trial.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Shivers, Chairman of the Committee on Public Roads and Highways, reported that the Committee had carefully considered the following Bill:

S. B. No. 172—A bill to be entitled An Act to designate and establish a certain State road in Wakulla County, Florida, and providing that said designated road be given an appropriate State number.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Shivers, Chairman of the Committee on Public Roads and Highways, reported that the Committee had carefully considered the following Bills:

H. B. No. 313—A bill to be entitled An Act authorizing the State Road Department to construct pedestrian or livestock underpasses under or pedestrian or livestock overpasses over any State road or bridge or causeway or underpass or overpass State road structure.

S. B. No. 283—A bill to be entitled An Act designating certain State roads as super highways and requiring the State Road Department to cooperate with the Federal Government to complete said roads at the earliest practical date and repealing all laws or parts of laws in conflict with this Act.

S. B. No. 269—A bill to be entitled An Act amending Section 341.14, Florida Statutes, 1941, relating to the powers and duties of the State Road Department, to provide for a maximum estimated contract price on the construction of roads, highways, and bridges, and to authorize the negotiation of a contract price of not exceeding said maximum estimated contract price.

—and recommends that they do not pass.

And the Bills contained in the preceding report were laid on the table.

Senator Ayers, Chairman of the Committee on State Institutions, reported that the Committee had carefully considered the following Bill:

S. B. No. 51—A bill to be entitled An Act relating to Farm Colony for Feeble-minded; adding Section 393.051, Florida Statutes, 1941; providing for furloughing of inmates.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

#### ENGROSSING REPORTS

April 22, 1949.

Your Engrossing Clerk to whom was referred, with amendment, for engrossing—

S. B. No. 42—A bill to be entitled An Act requiring operators of motor vehicles involved in certain accidents defined herein to respond in damages for injuries caused to persons or property and requiring proof of financial responsibility of such operators under certain circumstances; defining motor vehicles, commissioner, operator, person, non-resident, license, proof of financial responsibility, and motor vehicle liability policy; prescribing the duties, power, and authority of the Insurance Commissioner in the administration and enforcement of this Act; prescribing the procedure of appeals from decision of the Insurance Commissioner; providing for report of certain accidents; providing for the suspension, revocation, and reinstatement of licenses; providing for deposit of securities with the State Treasurer and for the release of such securities; providing for reciprocal financial responsibility agreements with other states; providing certain requirements of insurance carriers in connection with the provisions herein; providing for other matters in connection with responsibility of operators of motor vehicles; providing penalties for violations of sections of this Act and repealing all laws or parts of laws in conflict herewith.

—begs leave to report that the amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,  
ROBT. W. DAVIS, Secretary of the Senate  
as Ex Officio Engrossing Clerk.

And Senate Bill No. 42, contained in the above report, was ordered certified to the House of Representatives.

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Ray—

S. B. No. 286—A bill to be entitled An Act to appropriate to Florida Board of Forestry and Parks the sum of \$30,000 for the improvement and development of Myakka River State Park in Manatee and Sarasota Counties, Florida.

Which was read the first time by title only and referred to the Committee on Forestry and Parks and the Committee on Appropriations.

By Senator Ray—

S. B. No. 287—A bill to be entitled An Act prescribing a limitation of time, after the record of deeds conveying or purporting to convey lands, issued executed or delivered as the result of, or following foreclosure of any purported tax lien, tax certificate or purported special assessment, or as a result of any procedure for transferring title following a purported tax delinquency or following a procedure to quiet title to such land, whether such deed be special master's or commissioner's deed or a deed executed by the State or any board or agency or officer or officers thereof, or a deed executed by any county, municipality, drainage district or other taxing unit, or any officer or officers or board of any government instrumentality or a deed executed by an officer as an administrative or ministerial act, when a person who has not asserted by competent record title an adverse claim of record within said time may not assert a claim to lands described

thereon, validating and making effective all such conveyances heretofore or hereafter recorded after lapse of specified period of time and providing how an adverse claim of record shall be asserted.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senators Collins and Shands—

S. B. No. 288—A bill to be entitled An Act relating to lands of the State School Fund of this state; authorizing the State Board of Education to make land exchanges under conditions prescribed in this Act; validating exchanges heretofore made; and in reference to taxes on land in said fund.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Johns—

S. B. No. 289—A bill to be entitled An Act amending Sections 2, 3 and 5, Chapter 23958, Laws of Florida, Acts of 1947, relating to State Officers and Employees Retirement System.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Sturgis—

Senate Joint Resolution No. 290:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE III OF THE CONSTITUTION, RELATING TO THE LEGISLATIVE DEPARTMENT OF THE STATE GOVERNMENT BY AMENDING SECTION 16 THEREOF PERTAINING TO TITLES OF LEGISLATIVE ACTS; LEGISLATIVE ACTS; AMENDMENTS AND SUBJECTS OF LEGISLATIVE ACTS.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following amendment to Article III, Section 16 of the Constitution of Florida is hereby agreed and shall be submitted to the electors of the State of Florida for ratification or rejection at the next general election to be held in November, A. D. 1950, as follows:

Section 16. Acts; one subject; expressed in title; amendments.—Each law enacted in the Legislature shall embrace but one subject and matter properly connected therewith, which subject shall be briefly expressed in the title, and no law shall be amended or revised by reference to its title only; but in such case the Act as revised or Section or Subsection of a Section, or Paragraph of a Subsection of a Section, as amended, shall be reenacted and published at length.

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senator Alford—

S. B. No. 291—A bill to be entitled An Act amending Section 585.32 (Subsection (1)) 1945 Cumulative Supplement, Florida Statutes, 1941, relating to the purchase and distribution of anti-hog cholera serum and hog cholera virus, providing for quarterly bidding therefor.

Which was read the first time by title only and referred to the Committee on Agriculture and Livestock and the Committee on Appropriations.

By Senators Sturgis and Shands—

S. B. No. 292—A bill to be entitled An Act relating to the Hotel Commission; repealing Sections 509.01, 509.03, and 509.04, Florida Statutes, 1941; repealing Section 509.01, Florida Statutes, 1941, as amended by Section 1, Chapter 23929, Laws of Florida, Acts of 1947; repealing Section 509.05, Florida Statutes, 1941, as amended by Section 2, Chapter 23929, Laws of Florida, Acts of 1947; adding Section 509.06 to Florida Statutes, 1941, abolishing Hotel Commission and transferring the rights, powers, functions, duties and responsibilities of the Hotel Commission to the State Board of Health; and repealing all laws in conflict herewith.

Which was read the first time by title only and referred to the Committee on Governmental Reorganization and the

By Senator Pearce—

S. B. No. 293—A bill to be entitled An Act to amend Section 655.23 of Florida Statutes, 1941, relating to Trust Company Inspections and Examinations by the Comptroller.

Which was read the first time by title only and referred to the Committee on Banking and Building and Loans.

By Senator Pope—

S. B. No. 294—A bill to be entitled An Act to amend Chapter 24200, Laws of Florida, Acts of 1947, relating to financing the construction of armories by providing for the levying of a tax by the counties for the purpose thereof.

Which was read the first time by title only.

Senator Pope moved that the rules be waived and Senate Bill No. 294 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 294 was read the second time by title only.

Senator Pope moved that the rules be further waived and Senate Bill No. 294 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 294 was read the third time in full.

Upon the passage of Senate Bill No. 294 the roll was called and the vote was:

Yeas—33

Mr. President	Collins	Leaird	Shands
Alford	Crary	Lindler	Sheldon
Ayers	Davis	McArthur	Shivers
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	

Nays—None

So Senate Bill No. 294 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Sturgis moved that a committee be appointed to escort Honorable Trusten P. Drake of Ocala, Florida, a member of the State Road Department from the Fifth District, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Sturgis, Shands and Pearce as the committee.

By Senator Beall—

S. B. No. 295—A bill to be entitled An Act to provide payment to Concrete Supply Company for materials and supplies furnished Escambia County, Florida, and which account is past due and which account has been investigated and found to be due and proper.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 295 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beall moved that the rules be waived and Senate Bill No. 295 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 295 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 295 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 295 was read the third time in full.

Upon the passage of Senate Bill No. 295 the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 295 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Tucker—

S. B. No. 296—A bill to be entitled An Act relating to the compensation of members of the Board of County Commissioners of Liberty County, Florida.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 296 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Tucker moved that the rules be waived and Senate Bill No. 296 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 296 was read the second time by title only.

Senator Tucker moved that the rules be further waived and Senate Bill No. 296 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 296 was read the third time in full.

Upon the passage of Senate Bill No. 296 the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 296 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beall—

S. B. No. 297—A bill to be entitled An Act to authorize the Board of County Commissioners of Escambia County, Florida, to immediately pay from the Outstanding Indebtedness Fund of said County the sum of \$2,500.00 to The Citizens Welfare Committee, for the purpose of employing one or more persons to serve in Washington, D. C. and Escambia County, Florida, in behalf of Escambia County, Florida, under the supervision and direction of said The Citizens Welfare Committee; notwithstanding any budgetary restrictions to the contrary; and confirming, ratifying and validating all Acts heretofore done relative to employment of a Washington

representative by the Board of County Commissioners and/or The Citizens Welfare Committee.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 297 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beall moved that the rules be waived and Senate Bill No. 297 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 297 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 297 be read the third time in full and put upon its passage

Which was agreed to by a two-thirds vote.

And Senate Bill No. 297 was read the third time in full.

Upon the passage of Senate Bill No. 297 the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 297 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beall—

S. B. No. 298—A bill to be entitled An Act for the relief of James P. Blew and Margaret Blew on account of personal injuries received by Margaret Blew due to a defective portion of the Old Corry Field Road in Escambia County, requiring the Board of County Commissioners of Escambia County to investigate such claim and to settle the same by payment out of designated funds in such an amount as they may determine, not to exceed seven hundred thirty dollars and fifty cents (\$730.50).

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 298 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beall moved that the rules be waived and Senate Bill No. 298 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 298 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 298 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 298 was read the third time in full.

Upon the passage of Senate Bill No. 298 the roll was called and the vote was:

Yeas—37

Mr. President	Ayers	Baynard	Beall
Alford	Baker	Beacham	Boyle

Carroll	Johns	Pearce	Sturgis
Clarke	Johnston	Pope	Tucker
Collins	King	Ray	Walker
Crary	Leaird	Rodgers	Wilson
Davis	Lindler	Sanchez	Wright
Franklin	Mathews	Shands	
Gautier	McArthur	Sheldon	
Getzen	Moore	Shivers	

Nays—None

So Senate Bill No. 298 passed, title as stated, by the required Constitutional two-thirds vote of all members elected to the Senate for the 1949 Session of the Florida Legislature, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Johns—

S. B. No. 299—A bill to be entitled An Act for the relief of C. A. Knight, former Tax Collector of Bradford County, Florida.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Beacham—

S. B. No. 300—A bill to be entitled An Act for the relief of Memorial Presbyterian Church of West Palm Beach, Florida; providing for the cancellation of 1948 County of Palm Beach and City of West Palm Beach taxes upon certain property of said church; providing that this Act shall take precedence over any conflicting law to the extent of such conflict; approving the manner of giving Notice of Intention to apply for this legislation; and providing that this Act shall take effect immediately upon its becoming a law.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 300 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beacham moved that the rules be waived and Senate Bill No. 300 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 300 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 300 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 300 was read the third time in full.

Upon the passage of Senate Bill No. 300 the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 300 passed, title as stated, by the required Constitutional two-thirds vote of all members elected to the Senate for the 1949 session of the Florida Legislature and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

S. B. No. 301—A bill to be entitled An Act for the relief of Henry Opperman, and providing an appropriation for damages sustained by him by reason of the negligent operation of bridge by the bridge tender employed by the State Road Department, and providing for the payment of same.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senators Beacham and Beall—

S. B. No. 302—A bill to be entitled An Act to amend Paragraph 62.07, Chapter 62, Florida Statutes, 1941; to authorize the Courts to fix fees for Masters in Chancery and to prescribe the method of fixing same.

Which was read the first time by title only and referred to the Committee on Judiciary "A"

By Senators Beacham and Beall—

S. B. No. 303—A bill to be entitled An Act to provide under certain conditions suit money, including a reasonable attorney's fee, to a divorced wife or husband in supplementary proceedings now pending or hereafter instituted in which the final decree of divorce by the Courts of this state is recorded prior to or subsequent to the effective date of this Act.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senators Beacham and Beall—

S. B. No. 304—A bill to be entitled An Act to limit the time wherein suits, actions or proceedings may be instituted or maintained to test the validity of any law or Act of the Legislature incorporating a municipal corporation, or the inclusion therein of any particular lands.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senator Gautier—

S. B. No. 305—A bill to be entitled An Act designating and establishing a state road in Dade County.

Which was read the first time by title only and referred to the Committee on Public Roads and Highways.

By Senator Gautier—

S. B. No. 306—A bill to be entitled An Act cancelling all taxes and certain tax certificates and directing the Comptroller of the State of Florida, the Treasurer of the State of Florida, the Board of Commissioners of the Okeechobee Flood Control District, the Board of Commissioners of the Everglades Drainage District, the Tax Collector and Finance Director of the City of Coral Gables, the Tax Collector of the City of Miami and the Clerk of the Circuit Court of Dade County to cancel said certificates and taxes against certain lands in Dade County, Florida, used for school purposes, and to exempt said lands from all further taxes as long as the same are used for school purposes.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senator Gautier—

S. B. No. 307—A bill to be entitled An Act to create and establish the University of Florida School of Medicine and Dentistry to be located in Dade County, Florida; providing for the acquisition of property and for the establishment, maintenance and operation thereof; setting forth the respective powers and duties of the State Board of Education, State Board of Control, State Comptroller and State Treasurer, relative to the establishment, operation and maintenance of the school; empowering the school to acquire, use and dispose of cadavers for educational and scientific purposes; and making appropriations for the acquisition, construction, equipment, maintenance and operation of such school.

Which was read the first time by title only and referred to the Committee on Education and the Committee on Appropriations.

By Senator Gautier—

S. B. No. 308—A bill to be entitled An Act for the amendment of Sections 382.01, 382.06, 382.07, 382.08, 382.11, 382.14, 382.17, 382.18, 382.19, 382.20, 382.21, 382.22, 382.29, 382.32, 382.33, 382.34, 382.35, 382.39 and 470.23 of the Florida Statutes, 1941, relating to registration of births and deaths, registration of a stillborn child, requirement of burial and removal permits and the granting of such permits, duties of the

undertaker and sexton in connection with such registration and such burial and removal permits, record to be kept by sexton, form and contents of birth certificate, new and amendatory certificates in case of adoption, legitimation and annulment of adoption, correction of birth certificates, disclosure of information from birth records, short form birth certificates or birth cards, filing of certificates of birth and death in cases where none was filed at time of birth or death, proof which the state registrar may require before filing a certificate, accounting for and disposition of funds received under the provisions of Sections 382.24 and 382.27, duties of the state registrar, duties and fees of local registrars, issuance of certified copies of records by state registrar, certified copies of records as prima facie evidence in all courts, searches of records, fees to which the state registrar is entitled, accounting for and disposition of such fees, penalties for violations of vital statistics laws or regulations, and the affidavit filed by the embalmer upon embalming a dead human body; and for the repeal of Section 382.27 of the Florida Statutes, 1941, relating to issuance of certified copies of marriage licenses by the state registrar.

Which was read the first time by title only and referred to the Committee on Public Health.

By Senator King—

S. B. No. 309—A bill to be entitled An Act to amend Sections 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 13 and 15 of Chapter 23658 Laws of Florida 1947, relating to certificates of title on motor vehicles; providing for issuance by Motor Vehicle Commissioner; requiring the delivery and assignment of certificates of title on sale of motor vehicles, and acquisition of certificates by purchasers of motor vehicles; providing for recognition of titles to motor vehicles only in cases where evidenced by duly issued certificate of title; designating method and manner of issuance of certificates of title; providing that all enforceable liens and encumbrances appear on face of certificate and that certificate be held by first lien holder until satisfaction of lien; providing method of noting and satisfying liens on certificates; authorizing and empowering Motor Vehicle Commissioner to adopt rules and regulations and prescribe and furnish forms for administration of this Act, authorizing cancellation of certificates under certain circumstances; authorizing Motor Vehicle Commissioner to prepare and furnish information concerning titles for certain fees; providing that Sections 28.22 and 319.15 Florida Statutes, 1941, shall not apply after effective date of this Act, except in cases of liens existing on effective date of this Act, providing priority of liens and method of transfer of ownership in certain cases, and proof required for issuance of new certificate in such cases; providing for memorandum certificates; designating fees to be charged by Motor Vehicle Commissioner for services under this Act; providing penalties for violation of this Act; repealing Sections 319.01; 319.02; 319.03; 319.04; 319.05; 319.06; 319.07; 319.09; 319.10; 319.11; 319.12; 319.13 Florida Statutes, 1941, and all other laws in conflict and designating effective date of this Act.

Which was read the first time by title only and referred to the Committee on Motor Vehicles.

By Senator King—

S. B. No. 310—A bill to be entitled An Act to amend Section 1 of Chapter 24192 Laws of Florida 1947, being Section 320.28 Florida Statutes 1941, as amended, relative to non-resident dealers in secondhand motor vehicles and other persons other than dealers qualified under Chapter 23660 who bring secondhand vehicles into Florida for sale, by providing that such dealers and other persons who bring in such vehicles shall make application for certificate of title to such vehicles at least ten days prior to the sale thereof, or the offering of said vehicles for sale, or advertising said vehicles for sale, and defining who is a dealer in used or secondhand motor vehicles.

Which was read the first time by title only and referred to the Committee on Motor Vehicles.

By Senator King—

S. B. No. 311—A bill to be entitled An Act to amend Section 320.14 Florida Statutes 1941, relating to fractional registration of motor vehicles.

Which was read the first time by title only and referred to the Committee on Motor Vehicles.

By Senator King—

S. B. No. 312—A bill to be entitled An Act relating to the Internal Improvement Fund of this State; authorizing the Trustees of said fund to invest moneys therein under conditions prescribed by this Act; authorizing the State Treasurer to perform certain duties in reference to bonds or other securities held by said Treasurer for account of said Trustees; and in reference to bonds or other securities heretofore acquired by said Trustees.

Which was read the first time by title only and referred to the Committee on Banking and Building and Loans.

By Senator Leaird—

S. B. No. 313—A bill to be entitled An Act to provide for the taking of a State census in the County of Broward in the State of Florida.

Which was read the first time by title only.

Senator Leaird moved that the rules be waived and Senate Bill No. 313 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 313 was read the second time by title only.

Senator Leaird moved that the rules be further waived and Senate Bill No. 313 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 313 was read the third time in full.

Upon the passage of Senate Bill No. 313 the roll was called and the vote was:

Yeas—35

Mr. President	Collins	Leaird	Sanchez
Ayers	Crary	Lindler	Shands
Baker	Davis	Mathews	Sheldon
Baynard	Franklin	McArthur	Shivers
Beacham	Gautier	Moore	Sturgis
Beall	Getzen	Pearce	Walker
Boyle	Johns	Pope	Wilson
Carroll	Johnston	Ray	Wright
Clarke	King	Rodgers	

Nays—1

Alford

So Senate Bill No. 313 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Shands moved that Senate Bill No. 146 be re-committed to the Committee on Finance and Taxation.

Which was agreed to and it was so ordered.

By Senator Sheldon—

S. B. No. 314—A bill to be entitled An Act relating to Primary Elections, amending Section 102.72, delegates to National Convention; number, election, etc., Florida Statutes of 1941; and adding Section 102.721 to Florida Statutes, 1941, providing for equal representation and equal distribution of monies as between the sexes for all delegations from County Executive Committees.

Which was read the first time by title only and referred to the Committee on Privileges and Elections.

By Senator Sheldon—

S. B. No. 315—A bill to be entitled An Act providing for the declaring and filling of vacancies on the City Council of the City of Port Tampa, resulting from a member's death, resignation, ceasing to be a resident of the City, failure without reasonable cause to attend four successive regular Council meetings, and upon the assumption and discharge of the Mayor's duties by the President of the City Council on the death of the Mayor or vacancy in the Mayor's office; providing for the filling of such vacancies on the City Council by the election by the City Council of the candidate who received

the highest number of votes at either the immediately preceding General Election or Municipal Primary and who was not elected thereat, and who is qualified and agrees to serve; providing if said vacancy cannot be filled from selection among the candidates aforesaid, that the City Council shall elect such member from among the qualified City Electors eligible for such office; providing for the taking of the oath and term of office of the member filling said vacancy; declaring this Act required in the public interest.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 315 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Sheldon moved that the rules be waived and Senate Bill No. 315 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 315 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 315 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 315 was read the third time in full.

Upon the passage of Senate Bill No. 315 the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 315 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Sheldon—

S. B. No. 316—A bill to be entitled An Act to amend Sections 611.24 and 611.25, Florida Statutes, 1941, and to prescribe an optional and alternative method whereby a corporation for profit, of the class and character specified in Section 611.01, Florida Statutes, 1941, may increase or reduce its capital stock or reduce the par value of the shares thereof.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senator Sheldon—

S. B. No. 317—A bill to be entitled An Act amending Section 550.01 of the Florida Statutes annotated, relating to the qualifications of the members of the Florida State Racing Commission, fixing their term of office, and for other purposes.

Which was read the first time by title only and referred to the Committee on Miscellaneous Legislation.

By Senator Sheldon—

S. B. No. 318—A bill to be entitled An Act giving and granting to Honorary Consuls, Vice-Consuls and Consular Agents representing foreign governments in the State of Florida the same rights and privileges as are granted to Consuls of Career.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senator Walker—

S. B. No. 319—A bill to be entitled An Act authorizing and providing for the Halifax Drainage District of Volusia County,



Florida, to accept from the landowners of said district a cash deposit equal to fifty per cent of the amount of their respective delinquent sinking fund and maintenance Halifax Drainage District taxes, the same to be held by said District until July 1, 1949, after which the same shall be applied in payment of the bonded indebtedness of the said Halifax Drainage District of Volusia County, Florida, after deducting therefrom the expenses of collecting and disbursing said deposits, and authorizing and providing for the acceptance of bonds of said Halifax Drainage District of Volusia County, Florida, in lieu of cash deposits, and authorizing and providing for the issuance after July 1, 1949, of tax receipts of said District for the payment in full of all of the delinquent Halifax Drainage District taxes of said landowners depositing fifty per cent thereof with said district as aforesaid, and authorizing and providing, after July 1, 1949, for the immediate foreclosure by the Halifax Drainage District of Volusia County, Florida, for the full amount of all delinquent Halifax Drainage District taxes on properties belonging to landowners of said District who have failed to deposit with said District an amount equal to fifty per cent of the delinquent Halifax Drainage District taxes outstanding against their respective properties, and ratifying, confirming and validating all past acts of the Board of County Commissioners of Volusia County, Florida, ex officio Board of Supervisors of the Halifax Drainage District, and the Clerk of the Circuit Court ex officio Clerk of said Board with reference thereto, and providing for the repealing of all laws in conflict herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 319 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Walker moved that the rules be waived and Senate Bill No. 319 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 319 was read the second time by title only.

Senator Walker moved that the rules be further waived and Senate Bill No. 319 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 319 was read the third time in full.

Upon the passage of Senate Bill No. 319 the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 319 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Walker—

S. B. No. 320—A bill to be entitled An Act providing that all materials, supplies, equipment and work for the purpose of making and installing capital improvements, repairs or replacements for the operation of the Halifax District Hospital amounting to more than \$500.00 shall be let by the Board of Commissioners of the Halifax Hospital District, a special taxing district in Volusia County, Florida, by contract to the lowest bidder according to written specifications previously prescribed therefor and after publication in a newspaper of general circulation in said District once a week for two consecutive weeks, two publications being sufficient, of a notice calling for such bids. and providing that any contract made

in violation thereof shall be invalid and unenforceable, and providing that said Board may reject any and all bids.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 320 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Walker moved that the rules be waived and Senate Bill No. 320 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 320 was read the second time by title only.

Senator Walker moved that the rules be further waived and Senate Bill No. 320 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 320 was read the third time in full.

Upon the passage of Senate Bill No. 320 the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 320 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Walker—

S. B. No. 321—A bill to be entitled An Act authorizing, empowering and directing the County Judge of Volusia County, Florida, and the Supervisor or Registration of Volusia County, Florida, to destroy all election returns, identification slips, ballots and other election records, documents, papers and paraphernalia that have been or may be in their respective custody and control for more than two years provided that a record shall be kept by such officers of the years, election returns, ballots, identification slips, documents, papers, and paraphernalia destroyed.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 321 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Walker moved that the rules be waived and Senate Bill No. 321 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 321 was read the second time by title only.

Senator Walker moved that the rules be further waived and Senate Bill No. 321 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 321 was read the third time in full.

Upon the passage of Senate Bill No. 321 the roll was called and the vote was:

Yeas—37

Mr. President	Ayers	Baynard	Beall
Alford	Baker	Beacham	Boyle



Carroll	Johns	Pearce	Sturgis
Clarke	Johnston	Pope	Tucker
Collins	King	Ray	Walker
Crary	Leaird	Rodgers	Wilson
Davis	Lindler	Sanchez	Wright
Franklin	Mathews	Shands	
Gautier	McArthur	Sheldon	
Getzen	Moore	Shivers	

Nays—None

So Senate Bill No. 321 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Walker—

S. B. No. 322—A bill to be entitled An Act to authorize the County Commissioners of Volusia County, Florida, to use county automobiles in performing their official duties in said county.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 322 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Walker moved that the rules be waived and Senate Bill No. 322 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 322 was read the second time by title only.

Senator Walker moved that the rules be further waived and Senate Bill No. 322 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 322 was read the third time in full.

Upon the passage of Senate Bill No. 322 the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 322 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Walker—

S. B. No. 323—A bill to be entitled An Act authorizing the Governor to direct the State Auditing Department to audit the office books and records of the Board of Commissioners of the Halifax Hospital District, a special taxing district in Volusia County, Florida.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 323 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Walker moved that the rules be waived and Senate Bill No. 323 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 323 was read the second time by title only.

Senator Walker moved that the rules be further waived and Senate Bill No. 323 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 323 was read the third time in full.

Upon the passage of Senate Bill No. 323 the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 323 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

#### MESSAGES FROM THE GOVERNOR

STATE OF FLORIDA  
EXECUTIVE DEPARTMENT  
TALLAHASSEE

April 21, 1949

Hon. Newman C. Brackin,  
President of the Senate.  
Capitol.  
Sir:

I have the honor to inform you that I have today approved the following Act, which originated in your Honorable Body, and have caused the same to be filed in the office of the Secretary of State:

#### S. B. No. 182, RELATING TO FORT MYERS

Respectfully,  
FULLER WARREN  
Governor.

STATE OF FLORIDA  
EXECUTIVE DEPARTMENT  
TALLAHASSEE

April 22, 1949

Hon. Newman C. Brackin,  
President of the Senate.  
Capitol  
Sir:

I have the honor to inform you that I have today approved the following Acts, which originated in your Honorable Body, and have caused the same to be filed in the office of the Secretary of State:

#### S. B. No. 75, RELATING TO LAKE COUNTY

#### S. B. No. 188, RELATING TO PENSACOLA.

Respectfully,  
FULLER WARREN  
Governor.

STATE OF FLORIDA  
EXECUTIVE DEPARTMENT  
TALLAHASSEE

April 22, 1949

Hon. Newman C. Brackin,  
President, and Members of the  
Florida State Senate,  
Tallahassee, Florida  
Gentlemen:

I have today received a telegram from Honorable Claude Pepper, United States Senator from Florida, advising me that under the Federal Government's allotment for flood control work in Florida, during the coming year, the State's contribu-

tion would be about \$600,000.00, and about \$1,200,000.00 for the fiscal year, 1951. As you know, we had been heretofore advised that Florida's contribution for the two year period would be about \$7,000,000.00.

I am enclosing copy of Senator Pepper's telegram.

Yours very cordially and sincerely,  
FULLER WARREN  
Governor.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was read:

Tallahassee, Florida,  
April 22, 1949

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Branch and Moody of Hillsborough, Dayton of Pasco, Hough and Strayhorn of Lee, Sellar of Lake, Slaughter of Suwannee, Rood and Fuqua of Manatee, Okell and Lantaff of Dade, Bollinger of Palm Beach and MacWilliam of Indian River—

H. B. No. 74—A bill to be entitled An Act making the Royal Palm Roystonea Regia, the official state tree of Florida.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE  
Chief Clerk, House of Representatives.

And House Bill No. 74, contained in the above message, was read the first time by title only and referred to the Committee on Public Roads and Highways.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
April 25, 1949

Honorable Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator Collins—

S. B. No. 14—A bill to be entitled An Act declaring and designating and establishing a certain State road in Leon County, Florida.

Also—

By Senator Carroll—

S. B. No. 88—A bill to be entitled An Act naming and designating a certain county road in Osceola County, Florida.

Respectfully,  
LAMAR BLEDSOE  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 14 and 88, contained in the above Message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
April 25, 1949.

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the

By Messrs. Fuqua and Rood of Manatee, Moody of Hillsborough, Cook of Flagler, Burnsed of Baker—

H. B. No. 213—A bill to be entitled An Act relating to bond elections in counties having voting machines and having populations in excess of 300,000 according to the last or any future state census; authorizing the Boards of County Commissioners, the Boards of Public Instructions, the governing bodies of municipalities, and all other public bodies permitted by law to call bond elections in such counties to designate at the time of calling bond elections whether or not voting on bond issues shall be on voting machines or on separate paper ballots; repealing all laws in conflict herewith.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk House of Representatives.

And House Bill No. 213, contained in the above Message, was read the first time by title only.

Senator Gautier moved that the rules be waived and House Bill No. 213 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 213 was read the second time by title only.

Senator Gautier moved that the rules be further waived and House Bill No. 213 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 213 was read the third time in full.

Upon the passage of House Bill No. 213 the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 213 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
April 25, 1949.

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Bronson of Osceola—

H. B. No. 337—A bill to be entitled An Act to designate and establish a certain state road in Osceola County, Florida.

Also—

By Messrs. Dekle of Taylor and Dunn of Dixie—

H. B. No. 372—A bill to be entitled An Act to declare, designate and establish a certain state road.

Also—

By Mr. George Nesmith of Wakulla—

H. B. No. 381—A bill to be entitled An Act to designate

and providing that said designated road be given an appropriate State number; repealing conflicting laws; fixing effective date of Act.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk House of Representatives.

And House Bills Nos. 337, 372 and 381, contained in the above Message, were read the first time by titles only and referred to the Committee on Public Roads and Highways.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
April 25, 1949.

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Carraway and Henderson of Leon—

H. B. No. 101—A bill to be entitled An Act fixing and determining the compensation of members of Boards of County Commissioners in all counties of the State of Florida having a population of more than 35,250 and less than 36,000 according to the preceding State census.

Also—

By Messrs. McClure, Schuh and Clement of Pinellas—

H. B. No. 123—A bill to be entitled An Act appropriating from the filing fees received by the Clerk of the Circuit Court of any County of this State having a population according to the latest state census of not less than 120,000 inhabitants nor more than 200,000 inhabitants, a sum equal to five dollars for each suit, action or proceeding instituted in such County, for the purchasing and maintenance of a law library or law libraries, securing the services of a librarian or librarians, and the furnishing, conditioning, equipping, maintaining and use of libraries in the courthouse and other County buildings, and creating a special fund to be known as the "Law Library Fund" to be kept by the County Commissioners of such County, and making the same a County purpose.

Also—

By Messrs. McClure, Schuh and Clement of Pinellas—

H. B. No. 124—A bill to be entitled An Act relating to the compensation of the Clerk of the Circuit Court for services performed in suits or proceedings before the Circuit Court in all counties of the State of Florida having a population of not less than 120,000 inhabitants and not more than 200,000 inhabitants according to the last or any future official State Census.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bills Nos. 101, 123 and 124, contained in the above Message, were read the first time by titles only and placed on the Calendar of Local Bills on Second Reading, without reference.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
April 25, 1949.

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Peeples of Glades—

H. B. No. 171—A bill to be entitled An Act to declare, establish and designate a certain State road.

Also—

By Mr. Peeples of Glades—

H. B. No. 172—A bill to be entitled An Act to declare, establish and designate a certain State road.

Also—

By Messrs. Moody, McMullen and Branch of Hillsborough—

H. B. No. 324—A bill to be entitled An Act to declare, establish and designate a certain State road.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bills Nos. 171, 172 and 324, contained in the above Message, were read the first time by titles only and referred to the Committee on Public Roads and Highways.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
April 25, 1949.

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Moody, Branch and McMullen of Hillsborough—

H. B. No. 326—A bill to be entitled An Act to declare, establish and designate a certain State road.

Also—

By Messrs. Moody, Branch and McMullen of Hillsborough—

H. B. No. 327—A bill to be entitled An Act to declare, establish and designate a certain State road.

Also—

By Messrs. Courtney and Mathis of Bay—

H. B. No. 328—A bill to be entitled An Act to declare, designate and establish a certain state road.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bills Nos. 326, 327 and 328, contained in the above Message, were read the first time by titles only and referred to the Committee on Public Roads and Highways.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
April 25, 1949.

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Bridges of Calhoun—

H. B. No. 307—A bill to be entitled An Act to declare, establish and designate a certain State road.

Also—

By Messrs. Moody, McMullen and Branch of Hillsborough—

H. B. No. 325—A bill to be entitled An Act redesignating and re-establishing former State Road Number 39.

Also—

By Mr. Copeland of Collier—

H. B. No. 336—A bill to be entitled An Act declaring, designating and establishing certain state roads in Collier County, Florida.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk House of Representatives.

And House Bills Nos. 307, 325 and 336, contained in the above Message, were read the first time by titles only and referred to the Committee on Public Roads and Highways.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
April 25, 1949.

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. MacWilliam of Indian River—

H. B. No. 89—A bill to be entitled an Act to declare, designate and establish a certain state road in Indian River County, Florida.

Also—

By Messrs. Parker, DeSoto and Williams of Hardee—

H. B. No. 122—A bill to be entitled An Act to establish a certain state road.

Also—

By Mr. Dekle of Taylor—

H. B. No. 170—A bill to be entitled An Act designating and establishing a state road in Taylor County.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk House of Representatives.

And House Bills Nos. 89, 122 and 170, contained in the above Message, were read the first time by titles only and referred to the Committee on Public Roads and Highways.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
April 25, 1949.

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed by the required Constitutional two-thirds vote of all members elected to the House of Representatives for the 1949 Session of the Florida Legislature—

By Messrs. Smith and Pooser of Jackson—

H. B. No. 68—A bill to be entitled An Act for the relief of Mack Simmons and making an appropriation to compensate him for the loss sustained as a result of the actions of escaped inmates of the Florida Industrial School for Boys.

Also—

By Messrs. Smith and Pooser of Jackson—

H. B. No. 72—A bill to be entitled An Act for the relief of Nina Skinner and making an appropriation to compensate her for the losses sustained as result of the actions of escaped inmates of the Florida Industrial School for Boys.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk House of Representatives.

And House Bills Nos. 68 and 72, contained in the above Message, were read the first time by titles only and referred to the Committee on Pensions and Claims.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
April 25, 1949

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By the Committee on: Judiciary (Civil)—

Committee Substitute for House Bills Nos. 120 and 142—A bill to be entitled An Act to amend Section 733.20, Florida Statutes, 1941, as set out in Section 3, of Chapter 22783, Laws of Florida, Acts of 1945, relating to the probate laws of Florida, the order of payment of expenses of administration, family allowances, and claims against the estate.

Also—

By Mr. McAlpin of Hamilton—

H. B. No. 16—A bill to be entitled An Act designating and establishing a certain road in Hamilton County, Florida, as a state road.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Committee Substitute for House Bills Nos. 120 and 142, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "A".

And House Bill No. 16, contained in the above message, was read the first time by title only and referred to the Committee on Public Roads and Highways.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
April 25, 1949

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Andrews, of Orange—

H. B. No. 54—A bill to be entitled An Act cancelling and annulling all reverter or forfeiture provisions or clauses in deeds conveying real estate or any interest therein in the State of Florida which have been in force and effect for more than twenty-one years; fixing a limitation on the duration of such reverter or forfeiture provisions and reversionary clauses in existing conveyances and future conveyances of real estate or any interest therein in the State of Florida; providing that any holder of a possible right of reverter shall have one year within which to enforce such right; and exempting from the operation of this Act any conveyance to a governmental, educational, literary, scientific, religious or charitable corporation or association.

Also—

By Mr. Slaughter of Suwannee—

H. B. No. 175—A bill to be entitled An Act to amend Section 63.64, Florida Statutes, 1941, relating to Pleading and Practice in Chancery.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE

Chief Clerk, House of Representatives.

And House Bills Nos. 54 and 175, contained in the above message, were read the first time by titles only and referred to the Committee on Judiciary "C".

Senator Moore asked unanimous consent of the Senate to take up and consider House Bill No. 84 out of its order, at this time.

Which was agreed to.

H. B. No. 84—A bill to be entitled An Act to organize and establish a County Court in and for the County of Hardee; to prescribe the terms thereof, to prescribe its jurisdiction and powers, to provide that the County Judge of Hardee County shall be the judge thereof, to provide for a Prosecuting Attorney of said court, fixing the compensation of the Judge and Prosecuting Attorney.

Was taken up.

Senator Moore moved that the rules be waived and House Bill No. 84 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 84 was read the second time by title only.

Senator Moore moved that the rules be further waived and House Bill No. 84 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 84 was read the third time in full.

Upon the passage of House Bill No. 84 the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 84 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Moore asked unanimous consent of the Senate to take up and consider House Bill No. 85 out of its order, at this time.

Which was agreed to.

H. B. No. 85—A bill to be entitled An Act providing for a pension system for certain officers and employees of the City of Wauchula, Florida; creating a pension board of said city providing pensions for certain retired and disabled officers and employees of said city; creating a retirement fund and making provisions for contributions into same by officers and employees of said city participating in the benefits of said fund and by the City of Wauchula and for payments to pensioners from same; providing for the investment of funds held in such retirement fund; providing that the provisions of this Act shall not apply to members of the city council; providing

for the administration of the provisions of this Act; and repealing all Acts or parts of Acts in conflict with the provisions of this Act.

Was taken up.

Senator Moore moved that the rules be waived and House Bill No. 85 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 85 was read the second time by title only.

Senator Moore moved that the rules be further waived and House Bill No. 85 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 85 was read the third time in full.

Upon the passage of House Bill No. 85 the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 85 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Moore asked unanimous consent of the Senate to take up and consider House Bill No. 86 out of its order, at this time.

Which was agreed to.

H. B. No. 86—A bill to be entitled An Act creating the elective office of County Attorney in and for Hardee County, Florida; fixing the term of said office and the method of filling same; prescribing the duties of said County Attorney and prescribing his salary.

Was taken up.

Senator Moore moved that the rules be waived and House Bill No. 86 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 86 was read the second time by title only.

Senator Moore moved that the rules be further waived and House Bill No. 86 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 86 was read the third time in full.

Upon the passage of House Bill No. 86 the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 86 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Moore asked unanimous consent of the Senate to take up and consider House Bill No. 87 out of its order, at this time.

Which was agreed to.

H. B. No. 87—A bill to be entitled An Act creating the elective office of County School Board Attorney in and for Hardee County, Florida: fixing the term of said office and the method of filling same; prescribing the duties of said County School Board Attorney and prescribing his salary.

Was taken up.

Senator Moore moved that the rules be waived and House Bill No. 87 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 87 was read the second time by title only.

Senator Moore moved that the rules be further waived and House Bill No. 87 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 87 was read the third time in full.

Upon the passage of House Bill No. 87 the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 87 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Moore asked unanimous consent of the Senate to take up and consider House Bill No. 95 out of its order, at this time.

Which was agreed to.

H. B. No. 95—A bill to be entitled An Act relating to the nomination and election of County Commissioners of Hardee County, Florida: providing for the nomination by the qualified electors within the several and respective County Commissioner Districts in said county: repealing Chapter 24548, Laws of Florida, 1947, providing for the nomination and election of such County Commissioners by the county at large.

Was taken up.

Senator Moore moved that the rules be waived and House Bill No. 95 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 95 was read the second time by title only.

Senator Moore moved that the rules be further waived and House Bill No. 95 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 95 was read the third time in full.

Upon the passage of House Bill No. 95 the roll was called and the vote was:

Yeas—37

Mr. President	Ayers	Baynard	Beall
Alford	Baker	Beacham	Boyle

Carroll	Johns	Pearce	Sturgis
Clarke	Johnston	Pope	Tucker
Collins	King	Ray	Walker
Crary	Leaird	Rodgers	Wilson
Davis	Lindler	Sanchez	Wright
Franklin	Mathews	Shands	
Gautier	McArthur	Sheldon	
Getzen	Moore	Shivers	

Nays—None

So House Bill No. 95 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Sanchez asked unanimous consent of the Senate to take up and consider House Bill No. 248 out of its order, at this time.

Which was agreed to.

H. B. No. 248—A bill to be entitled An Act designating the Office of Supervisor of Registration of Suwannee County, State of Florida, in the County Court House, at Live Oak, Florida, as the sole and only place where those offering to register to vote at any general, special or primary election, may register; and requiring the registration books of said County to, at all times, be kept at such place for such purpose.

Was taken up.

Senator Sanchez moved that the rules be waived and House Bill No. 248 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 248 was read the second time by title only.

Senator Sanchez moved that the rules be further waived and House Bill No. 248 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 248 was read the third time in full.

Upon the passage of House Bill No. 248 the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 248 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Sanchez asked unanimous consent of the Senate to take up and consider House Bill No. 364 out of its order, at this time.

Which was agreed to.

H. B. No. 364—A bill to be entitled An Act relating to the empowering of County Commissioners of Suwannee County, Florida, to levy special tax upon all taxable property for financing Suwannee County Fair and Fat Stock Exposition; special tax to be disbursed through the Board of Directors of the Suwannee Resources, Incorporated; authorizing board to accept donations for maintenance of exposition.

Was taken up.

Senator Sanchez moved that the rules be waived and House Bill No. 364 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 364 was read the second time by title only.

Senator Sanchez moved that the rules be further waived and House Bill No. 364 be read the third time in full and put upon its passage

Which was agreed to by a two-thirds vote.

And House Bill No. 364 was read the third time in full.

Upon the passage of House Bill No. 364 the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 364 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Sanchez asked unanimous consent of the Senate to take up and consider House Bill No. 365 out of its order, at this time.

Which was agreed to.

H. B. No. 365—A bill to be entitled An Act to provide for nomination in primaries of candidate for office of County Commissioners by voters of county at large, in Suwannee County, Florida.

Was taken up.

Senator Sanchez moved that the rules be waived and House Bill No. 365 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 365 was read the second time by title only.

Senator Sanchez moved that the rules be further waived and House Bill No. 365 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 365 was read the third time in full.

Upon the passage of House Bill No. 365 the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 365 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Sanchez asked unanimous consent of the Senate to take up and consider House Bill No. 369 out of its order, at this time.

Which was agreed to.

H. B. No. 369—A bill to be entitled An Act to authorize and empower the Board of County Commissioners of Suwannee County, State of Florida, to annually appraise and fix the value of all county lands acquired for delinquent taxes, without regard to last assessed value.

Was taken up.

Senator Sanchez moved that the rules be waived and House Bill No. 369 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 369 was read the second time by title only.

Senator Sanchez moved that the rules be further waived and House Bill No. 369 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 369 was read the third time in full.

Upon the passage of House Bill No. 369 the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 369 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Ray asked unanimous consent of the Senate to take up and consider House Bill No. 300 out of its order, at this time.

Which was agreed to.

H. B. No. 300—A bill to be entitled An Act fixing and allowing the payment of an amount for the regular and necessary traveling expenses of a recalled, retired, Circuit Judge under the provisions of Section 46, Article V, of the Constitution of Florida, while performing the functions of his office as such Judge in Sarasota County, and authorizing the payment thereof from County funds.

Was taken up.

Senator Ray moved that the rules be waived and House Bill No. 300 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 300 was read the second time by title only.

Senator Ray moved that the rules be further waived and House Bill No. 300 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 300 was read the third time in full.

Upon the passage of House Bill No. 300 the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Sturgis
Baker	Franklin	Moore	Tucker
Baynard	Gautier	Pearce	Walker
Beacham	Getzen	Pope	Wilson
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 300 passed, title as stated, and the action



of the Senate was ordered certified to the House of Representatives.

Senator Baynard moved that Senate Bill No. 57, reported unfavorably by the Committee on Miscellaneous Legislation, be placed on the Calendar of Bills on Second Reading pursuant to Senate Rule 56.

Upon which a roll call was demanded.

Upon the adoption of the motion by Senator Baynard the roll was called and the vote was:

**Yeas—25**

Alford	Gautier	Pearce	Tucker
Ayers	Johns	Pope	Walker
Baynard	Johnston	Rodgers	Wilson
Carroll	King	Sanchez	Wright
Collins	Leaird	Shands	
Davis	Lindler	Shivers	
Franklin	Mathews	Sturgis	

**Nays—11**

Mr. President	Beall	Getzen	Ray
Baker	Boyle	McArthur	Sheldon
Beacham	Clarke	Moore	

Which was agreed to by a two-thirds vote and it was so ordered.

**CONSIDERATION OF OTHER RESOLUTIONS**

House Concurrent Resolution No. 409 was taken up in its order and the consideration thereof was informally passed.

**SENATE BILLS ON SECOND READING**

Senate Bill No. 23 was taken up in its order and the consideration thereof was informally passed.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 127 out of its order, at this time.

Which was agreed to.

H. B. No. 127—A bill to be entitled An Act to amend Section 734.29, Florida Statutes, 1941, as set out in Section 14 of Chapter 22847, Laws of Florida, Acts of 1945, relating to limitations against unadministered estates.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 127 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 127 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 127 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 127 was read the third time in full.

Upon the passage of House Bill No. 127 the roll was called and the vote was:

**Yeas—33**

Mr. President	Davis	Mathews	Shivers
Alford	Franklin	McArthur	Sturgis
Baynard	Gautier	Moore	Tucker
Beacham	Getzen	Pearce	Walker
Beall	Johns	Pope	Wilson
Boyle	Johnston	Ray	Wright
Carroll	King	Rodgers	
Clarke	Leaird	Sanchez	
Collins	Lindler	Shands	

**Nays—None**

So House Bill No. 127 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Baynard withdrew Senate Bill No. 63.

Senate Bills Nos. 47 and 69 were taken up in their order and the consideration thereof was informally passed.

S. B. No. 170—A bill to be entitled An Act prescribing the duties of the Board of Commissioners of State Institutions of Florida relating to the providing of suitable space in some state building in the City of Tallahassee, Florida, for the functioning of the Florida Historical Society.

Was taken up in its order.

Senator Wilson moved that the rules be waived and Senate Bill No. 170 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 170 was read the second time by title only.

Senator Collins offered the following amendment to Senate Bill No. 170:

In Section 1, line 2, (typewritten bill) after the word "Institution" insert the following: "and the Supreme Court."

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Wilson moved that the rules be further waived and Senate Bill No. 170, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 170, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 170, as amended, the roll was called and the vote was:

**Yeas—32**

Mr. President	Collins	Lindler	Sanchez
Alford	Davis	Mathews	Shands
Baker	Franklin	McArthur	Shivers
Baynard	Gautier	Moore	Sturgis
Beacham	Getzen	Pearce	Tucker
Boyle	Johns	Pope	Walker
Carroll	Johnston	Ray	Wilson
Clarke	Leaird	Rodgers	Wright

**Nays—None**

So Senate Bill No. 170 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 24—A bill to be entitled An Act revising and amending Chapter 250, Florida Statutes, 1941, the same being the military code of the State of Florida, and bringing the said code up to date and in keeping with the present federal organization of the Department of Defense.

Was taken up in its order.

Senator Pearce moved that the rules be waived and Senate Bill No. 24 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 24 was read the second time by title only.

Senator Pearce offered the following amendment to Senate Bill No. 24:

Amend Section 250.10 to read as follows:

"250.10. The Adjutant General and all other officers of the Florida National Guard on permanent duty with the Military Department and who are paid from State funds shall receive the pay and allowances of their respective grade as prescribed by applicable pay tables of the National Military Establishment for similar grades and period of service of personnel unless a different rate of pay and allowances be specified in the appropriation bill, in which event such pay shall be the amount therein specified. An officer, with his consent, may be ordered to active State service for administrative duty

with the Military Department at a grade lower than he currently holds.

Senator Pearce moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pearce also offered the following amendment to Senate Bill No. 24:

Amend Section 250.20 by adding sub-section (4) as follows:

(4) In the event an insufficient appropriation be made to the Military Department to pay the maintenance and post allowances hereinabove set forth in Section One, then the amount to be paid to each of the described units shall be reduced pro rata in accordance with the funds available for such allowances.

Senator Pearce moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pearce moved that the rules be further waived and Senate Bill No. 24, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 24, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 24, as amended, the roll was called and the vote was:

Yeas—36

Mr. President	Clarke	King	Rodgers
Alford	Collins	Leaird	Sanchez
Ayers	Crary	Lindler	Shands
Baker	Davis	Mathews	Sheldon
Baynard	Franklin	McArthur	Shivers
Beacham	Gautier	Moore	Sturgis
Beall	Getzen	Pearce	Walker
Boyle	Johns	Pope	Wilson
Carroll	Johnston	Ray	Wright

Nays—None

So Senate Bill No. 24 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senate Joint Resolution No. 46:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 5, ARTICLE VII OF THE CONSTITUTION OF THE STATE OF FLORIDA RELATIVE TO THE STATE CENSUS, MAKING A STATE ENUMERATION UNNECESSARY AND ADOPTING THE PRECEDING DECENNIAL FEDERAL CENSUS AS THE STATE CENSUS.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following Amendment to Section 5, Article VII of the Constitution of the State of Florida relative to the State Census, be and the same is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification or rejection at the general election to be held on the first Tuesday after the first Monday in November, 1952, as follows:

Section 5. The Legislature shall no longer be required to provide for an enumeration of the inhabitants of the State. The last preceding decennial Federal census shall also be the State census and shall control in all population Acts and constitutional apportionments.

Was taken up in its order and read the second time in full.

Senator Ray offered the following amendment to Senate Joint Resolution No. 46:

In the first paragraph following the Resolving clause, strike out the figures: 1952, and insert in lieu thereof the following: 1950.

Senator Ray moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Mathews offered the following amendment to Senate Joint Resolution No. 46:

At the end of Section 5, strike out the period and insert a comma and add: "unless otherwise ordered by the Legislature."

Senator Mathews moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ray moved that the rules be waived and Senate Joint Resolution No. 46, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Joint Resolution No. 46, as amended, which reads as follows, was read the third time in full:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 5, ARTICLE VII OF THE CONSTITUTION OF THE STATE OF FLORIDA RELATIVE TO THE STATE CENSUS, MAKING A STATE ENUMERATION UNNECESSARY AND ADOPTING THE PRECEDING DECENNIAL FEDERAL CENSUS AS THE STATE CENSUS.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following Amendment to Section 5, Article VII of the Constitution of the State of Florida relative to the State Census, be and the same is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification or rejection at the general election to be held on the first Tuesday after the first Monday in November, 1950, as follows:

Section 5 The Legislature shall no longer be required to provide for an enumeration of the inhabitants of the State. The last preceding decennial Federal census shall also be the State census and shall control in all population Acts and constitutional apportionments, unless otherwise ordered by the Legislature.

Upon the passage of Senate Joint Resolution No. 46, as amended, the roll was called and the vote was:

Yeas—36

Mr. President	Clarke	King	Rodgers
Alford	Collins	Leaird	Sanchez
Ayers	Crary	Lindler	Shands
Baker	Davis	Mathews	Sheldon
Baynard	Franklin	McArthur	Shivers
Beacham	Gautier	Moore	Sturgis
Beall	Getzen	Pearce	Walker
Boyle	Johns	Pope	Wilson
Carroll	Johnston	Ray	Wright

Nays—None

So Senate Joint Resolution No. 46 passed, as amended, by the required Constitutional three-fifths vote of all members elected to the Senate for the 1949 Session of the Florida Legislature, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senator McArthur moved that a committee be appointed to escort Dr. Paul Shipman Andrews, Dean of the College of Law, Syracuse University, Syracuse, N. Y., former Assistant to U. S. Attorney General Harlan F. Stone, and member of Executive Council of World Federalist, Inc., to a seat on the rostrum.

Which was agreed to.

The President appointed Senators McArthur, Clarke and Mathews as the committee.

Senator Sheldon arose to a point of personal privilege to request that the following statement of expenditures necessary to the spreading of the article "I Am a \$5-A-Day Senator" on the pages of the Senate Journal of April 22, 1949, be incorporated in the Senate Journal, together with the statement that he and Senator Beacham had paid the cost thereof.

Which was agreed to and it was so ordered.

ROSE PRINTING COMPANY

Rose Building Tallahassee, Florida  
April 25, 1949

April 25, 1949

Senator Raymond Sheldon  
Capitol Building  
Tallahassee, Florida

Dear Senator:

In response to your inquiry relative to the cost of printing the article in the Senate Journal of April 22 titled, "I Am A \$5-A-Day Senator," this is to advise that this article occupies three-fifths of page 3 of the Journal of April 22 and for 2100 copies which were printed as of that date, the cost for the article amounted to \$17.06.

I believe this is the information that you desire.

With kind regards, I am

Very truly yours,  
ROSE PRINTING COMPANY  
(signed) Al B. Block

Senator McArthur moved that the Senate adjourn.

Which was agreed to

And the Senate stood adjourned at 5:27 o'clock P. M., until 11:00 o'clock A. M., Tuesday, April 26, 1949.